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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/938,641 | 08/27/2001 | Achim Marx | 211226US0X | 2808 |

22850 7590 06/02/2005

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1940 DUKE STREET
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EXAMINER

KERR, KATHLEEN M

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| ART UNIT | PAPER NUMBER |
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1652

DATE MAILED: 06/02/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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| EXAMINER |
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| ART UNIT | PAPER |
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Commissioner for Patents

see attached PTOL-271

Kathleen M Kerr
Primary Examiner
Art Unit: 1652

| | | | |
|---|------------------------|---------------------|--|
| Response to Rule 312 Communication | Application No. | Applicant(s) | |
| | 09/938,641 | MARX ET AL. | |
| | Examiner | Art Unit | |
| | Kathleen M. Kerr | 1652 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 12 May 2005 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☒ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.



Kathleen M Kerr
Primary Examiner
Art Unit: 1652